

Atty Docket No. 018158-018610US

PTO FAX NO.: 703-872-9306

ATTENTION: Examiner Shay, David M.

Group Art Unit 3739

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EXAMINER Shay, David M.**

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following documents in re Application of LAWRENCE W. STARK et al.

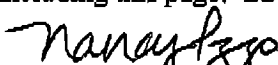
Application No. 10/006,992 filed on December 6, 2001

for DIRECT WAVEFRONT-BASED CORNEAL ABLATION TREATMENT PROGRAM

are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Number of pages being transmitted, including this page: 13

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Nancy Pizzo

Documents Attached

1. SB/21 - Transmittal Form (1 pg)
2. Amendment After Final (11 pgs)


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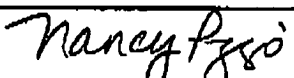
TOWNSEND and TOWNSEND and CREW LLP  
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60383959 v1

PTO/SB/21 (08-03)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application Number	10/006,992
		Filing Date	December 6, 2001
		First Named Inventor	STARK, LAWRENCE W.
		Art Unit	3739
		Examiner Name	Shay, David M.
Total Number of Pages in This Submission	12	Attorney Docket Number	018158-018610US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual	Townsend and Townsend and Crew LLP Nathan S. Cassell Reg. No. 42,396
Signature	
Date	21 December 2004

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On 21 DECEMBER 2004

TOWNSEND and TOWNSEND and CREW LLP

By: Nancy Pizzo  
NANCY PIZZO

**AMENDMENT UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE -  
EXAMINING GROUP 3739**

PATENT

Attorney Docket No.: 018158-018610US  
Client Ref. No.: VX-1137 US

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

LAWRENCE W. STARK et al.

Application No.: 10/006,992

Filed: December 6, 2001

For: DIRECT WAVEFRONT-BASED  
CORNEAL ABLATION TREATMENT  
PROGRAM

Confirmation No. 1090

Examiner: Shay, David M.

T.C./Art Unit: 3739

**AMENDMENT UNDER 37 CFR  
1.116 EXPEDITED PROCEDURE  
EXAMINING GROUP 3739**

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Sir:

In response to the Final Office Action mailed October 21, 2004 on the above-referenced application, please enter the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.